

VIRGINIA BOARD OF NURSING
COMMITTEE OF THE JOINT BOARDS OF NURSING AND MEDICINE
MINUTES
FEBRUARY 15, 2012

TIME AND PLACE: The meeting of the Committee of Joint Boards of Nursing and Medicine and Advisory Committee of the Joint Boards of Nursing and Medicine was convened at 9:32 A.M, in Board Room 1, Department of Health Professions, Perimeter Center, 9960 Mayland Drive, Suite 201, Henrico, Virginia.

MEMBERS PRESENT: Patricia M. Selig, R.N., F.N.P., Ph.D., Chair
Allison Gregory, R.N., L.N.P.
Louise Hartz, Citizen Member
Claudette Dalton, M.D.
Robert Hickman, M.D.

ADVISORY COMMITTEE MEMBERS PRESENT: Joseph F. Borzelleca, Jr., M.D., M.P.H.
Carola Bruflat, M.S.N., WHNP/FNP
Mary Duggan, M.S., ACNP-BC
Thomas J. Pajewski, Ph.D., M.D.
Tom Watters, R.N., C.R.N.A.
Carlton D. Everhart, M.D., FAAFP
Barbara Kirkland, R.N, L.N.P.

STAFF PRESENT: Elaine Yeatts, Senior Policy Analyst
Jay P. Douglas, R.N., M.S.M., C.S.A.C., Executive Director
Gloria D. Mitchell, R.N., M.S.N., M.B.A., Deputy Executive Director
Charlotte M. Creed, Office Manager
Ann Tiller, Program Administrator Manager
Krystal Blanton, Senior Discipline Specialist

OTHERS PRESENT: Howard Casway, Senior Assistant Attorney General
William L. Harp, M.D., Executive Director, Board of Medicine
Scott Johnson, Medical Society of Virginia

ESTABLISHMENT OF A QUORUM: With five (5) members of the Committee present, a quorum was established.

ORDERING OF AGENDA: The agenda was reviewed and ordered.

PUBLIC COMMENT: None.

DISPOSITION OF
MINUTES:

Ms. Hartz moved to accept the minutes of October 12, 2011, with the following modifications:

Dr. Hickman joined the meeting at 11:00 a.m. Ms. Hartz and Ms. Gregory left the meeting at 1:00 p.m.

REPORTS:

Online NP Applications

Ms. Douglas discussed the implementation of online applications for Nurse Practitioner's, effective October 2011.

Ms. Creed advised that questions on the online application are answered more accurately than the paper application. She also reported that currently 75% of licensee's are applying online. Further, Ms. Creed reported that she is in the process of implementing scanning prescriptive authority agreements into the licensure database.

Change in National Certification Exams (ANCC)

Ms. Douglas discussed changes to the American Nurses Credentialing Center (ANCC) Certification Program, in response to the new APRN Consensus Model. For example, the ANCC plans to retire certain certification programs in order to develop certifications that closely reflect the roles required by the APRN Consensus Model.

General Assembly 2012 Update

Ms. Yeatts discussed several bills that are before the 2012 General Assembly that would be of interest to the Committee of the Joint Boards of Nursing and Medicine.

NEW BUSINESS:

Status of CRNA Petition for Rulemaking

Ms. Yeatts advised the Committee that no action had been taken regarding the CRNA Petition for Rulemaking as a request to defer consideration was made because of HB 346.

Dr. Selig suggested that a team be assembled to review regulations regarding CRNA's once the 2012 General Assembly concludes.

Presentation Regarding HB 346

Scott Johnson, Medical Society of Virginia, reported that Nurse Practitioners and Physicians met to review legislation that would focus on team based care, with the goal of providing the best patient care. Mr. Johnson advised that patient care teams would allow for more flexibility and would work in a variety of settings.

Mr. Johnson discussed several main points of the agreement between the Medical Society of Virginia and the Virginia Coalition of Nurse Practitioners to include the following:

- Patient Care Teams will allow Nurse Practitioners to work in collaboration and consultation with a physician, eliminating the term “supervision.”
- Practice Protocols and Prescriptive Authority Agreements will be collapsed into one “Practice Agreement”, electronic or written.
- Patient Care Teams will not require that a physician regularly practice at the same location as the Nurse Practitioner.
- Collaboration and consultation may be through telemedicine.

Dr. Selig reminded the Committee that Advisory Members’ terms will be ending soon and to consider nominees for the next meeting.

Meeting Dates:

The next meeting date will be held on April 11, 2012.

RECESS:

The business meeting concluded at 10:26 a.m.

RECONVENTION:

The Committee reconvened at 11:00 a.m.

FORMAL
HEARING:

Michael Addair, R.N., L.N.P. Reinstatement Applicant

Mr. Addair appeared and was not represented by counsel.

Ms. Hartz moved that the Committee of the Joint Boards of Nursing and Medicine convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 12:12 p.m., for the purpose of deliberation in the matter of Michael Addair, R.N., L.N.P. Reinstatement Applicant. Additionally, Ms. Hartz moved that Ms. Douglas, Ms. Mitchell, Mr. Casway, and Ms. Blanton attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

The Board reconvened in open session at 1:23 p.m..

Ms. Hartz moved that the Committee of the Joint Boards of Nursing and Medicine certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

Ms. Gregory moved that the Board of Nursing deny Mr. Addair’s application for reinstatement of his license to practice professional nursing. Further, Mr. Addair’s license would be continued on indefinite suspension, with said suspension stayed, contingent upon Mr.

Addair's entry into the Health Practitioners' Monitoring Program. In addition, Mr. Addair was issued a reprimand.

Dr. Dalton moved that the Committee of the Joint Boards of Nursing and Medicine deny Mr. Addair's application for reinstatement of his license to practice as nurse practitioner. Further, Mr. Addair's license was continued on indefinite suspension for not less than one year.

The motion was seconded and carried unanimously.

INFORMAL
CONFERENCES:

Matthew Sykes, R.N., L.N.P.

Mr. Sykes appeared and was not represented by counsel.

CLOSED MEETING:

Ms. Hartz moved that the Committee of the Joint Boards of Nursing and Medicine convene a closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia at 3:02 p.m., for the purpose of deliberation in the matter of Matthew Sykes, R.N., L.N.P. Additionally, Ms. Hartz moved that Ms. Mitchell, Ms. Blanton, and Anne Joseph, Deputy Director, Administrative Proceedings Division, attend the closed meeting because their presence in the closed meeting is deemed necessary and their presence will aid the Committee in its deliberations.

RECONVENTION:

The Committee reconvened in open session at 3:23 p.m.

Ms. Hartz certified that the Committee of the Joint Boards of Nursing and Medicine heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

Dr. Dalton moved that the Committee of the Joint Boards of Nursing and Medicine reinstate Mr. Sykes' prescriptive authority and his license to practice as a nurse practitioner, contingent upon his continued compliance with the Health Practitioners' Monitoring Program.

Ms. Hartz moved that the Board of Nursing reinstate Mr. Sykes' license to practice professional nursing with terms, and impose a monetary penalty.

The motion was seconded and carried unanimously.

ADJOURNMENT:

The meeting was adjourned at 3:26 p.m.

Jay P. Douglas, R.N., M.S.M., C.S.A.C.
Executive Director, Board of Nursing